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18 TOMORROWNOW, INC.

19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA  
21 OAKLAND DIVISION

22 ORACLE USA, INC., et al.,  
23 Plaintiffs,  
24 v.  
25 SAP AG, et al.,  
26 Defendants.

Case No. 07-CV-1658 PJH (EDL)  
**[PROPOSED] ORDER DENYING  
PLAINTIFFS' CONDITIONAL  
MOTION FOR NEW TRIAL**

1           Having considered Plaintiffs’ Conditional Motion for New Trial, the memoranda and  
2 declaration in support thereof and exhibits attached thereto, the Defendants’ Opposition thereto  
3 and the argument of counsel:

4           IT IS HEREBY ORDERED THAT: Plaintiffs’ motion is DENIED.

5           **IT IS SO ORDERED.**

6  
7 DATED: \_\_\_\_\_

By: \_\_\_\_\_  
Hon. Phyllis J. Hamilton

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